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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. 09-349 MJP
09 Plaintiff,)
10 v.)
11 MARIA BARTOLA SANTOS GONZALEZ,) DETENTION ORDER
12 Defendant.)
13 _____)

14 Offense charged: Conspiracy to Smuggle, Transport and Harbor Illegal Aliens; Harboring
15 of an Illegal Alien, Allegations of Forfeiture

16 Date of Detention Hearing: October 13, 2009

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
19 that no condition or combination of conditions which defendant can meet will reasonably assure
20 the appearance of defendant as required and the safety of other persons and the community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 (1) Defendant is a dual citizen of Mexico and the United States. She has lived in the

01 United States for many years, but also has family in Mexico.

02 (2) The nature of the instant charges involve allegations of smuggling undocumented
03 Mexican nationals into the United States and compelling the individuals to work in order to repay
04 the debts allegedly incurred in the course of the transport. The conspiracy involves threats of
05 physical violence and retaliation. The Assistant United States Attorney proffered some details
06 of alleged threats. Further, this defendant is charged in state court with third degree assault
07 related to allegations of child molestation pending against her husband, a co-defendant in this
08 case. allegedly committed against one of the smuggled juveniles.

09 (3) The defendant poses a risk of nonappearance due to ties to Mexico, pending state
10 court charges, and the nature of the instant offense, which include allegations of visa fraud. The
11 defendant poses a risk of danger due to allegations of threats of violence and retaliation against
12 alleged victims and witnesses.

13 (4) There does not appear to be any condition or combination of conditions that will
14 reasonably assure the defendant's appearance at future Court hearings while addressing the
15 danger to other persons or the community.

16 It is therefore ORDERED:

17 (1) Defendant shall be detained pending trial and committed to the custody of the
18 Attorney General for confinement in a correction facility separate, to the extent
19 practicable, from persons awaiting or serving sentences or being held in custody
20 pending appeal;

21 (2) Defendant shall be afforded reasonable opportunity for private consultation with
22 counsel;

01 (3) On order of a court of the United States or on request of an attorney for the
02 Government, the person in charge of the corrections facility in which defendant
03 is confined shall deliver the defendant to a United States Marshal for the purpose
04 of an appearance in connection with a court proceeding; and

05 (4) The clerk shall direct copies of this Order to counsel for the United States, to
06 counsel for the defendant, to the United States Marshal, and to the United States
07 Pretrial Services Officer.

08 DATED this 13th day of October, 2009.

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11 Mary Alice Theiler
12 United States Magistrate Judge
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